

EXECUTIVE COUNCIL OF IOWA

MINUTES

AUGUST 20, 2012

The Executive Council met in regular session at 10:00 a.m. Room G09 of the Capitol Building with Governor Terry Branstad presiding. Secretary of State Matt Schultz, Auditor of State David Vaudt, Treasurer of State Michael Fitzgerald and Secretary of Agriculture William Northey were present.

Regular session
August 20,
2012

Moved by Auditor Vaudt and seconded by Secretary Schultz that the Council approve the minutes of the Executive Council meeting held August 6, 2012.

Minutes
Approved

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

David Mitchell, Iowa Vocational Rehabilitation Services was present to request a new membership in Siouxland Chamber for one year in the amount of \$300.00.

Approved New
Membership

Moved by Auditor Vaudt and seconded by Secretary Northey that the Council approve the request.

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

Ed Holland, Department of Administrative Services was present to request a new membership in Disability Management Employer Coalition in the amount of \$495.00.

Moved by Secretary Schultz and seconded by Secretary Northey that the Council approve the request.

The vote:	Ayes:	Governor Branstad Secretary Schultz Auditor Vaudt Treasurer Fitzgerald Secretary Northey
	Nays:	None

Martha Gelhaus, Department of Public Health was present to request a new membership in Iowa Lean Consortium for one year in the amount of \$412.50.

Moved by Secretary Northey and seconded by Secretary Schultz that the Council approve the request.

The vote:	Ayes:	Governor Branstad Secretary Schultz Auditor Vaudt Treasurer Fitzgerald Secretary Northey
	Nays:	None

Moved by Auditor Vaudt and seconded by Secretary Schultz that the Council approve the request from the Department of Justice, Attorney General's office as follows:

Approved
Outside
Counsel

Request for retention of outside counsel pursuant to Iowa Code section 13.3(1) in David Boal v. University of Iowa, State of Iowa and the Second Injury Fund a worker's compensation case filed by a state employee.

Firm:	Patterson Law Firm, L.L.P.
Attorney:	Ryan Clark 505 5 th Avenue, Suite 729 Des Moines, IA 50309-2390
Rate:	\$80.00 per hour

The vote:	Ayes:	Governor Branstad Secretary Schultz Auditor Vaudt Treasurer Fitzgerald Secretary Northey
	Nays:	None

Moved by Auditor Vaudt and seconded by Secretary Schultz that the Council approve the following leases:

Approved
Leases

- A. Lease between DNR and Mark and Brenda Keniston
Date of Lease: Five Years ending July 31, 2017
Legal Description: A tract of land approximately 4,000 square feet located in Government Lot 8 of Section 18, Township 96 North, Range 32 West of the 5th P.M., Palo Alto County, Iowa
Annual Fee: \$300.00
- B. Lease between DNR and Exel Engineering
Date of Lease: Five Years ending December 31, 2017
Legal Description: A corridor 50 feet in width and 800 feet in length both within the bed of Fogle Lake and across adjacent upland, as shown on attached Exhibit "A", located in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, except the East 20 acres thereof and the East 500 feet of the SW Fractional $\frac{1}{4}$ of the SW $\frac{1}{4}$ all in Section 31, Township 70 North, Range 30 West of the 5th P.M., Ringgold County, Iowa.
Annual Fee: \$1,000.00
- C. Lease between DNR and Bruce and Vicki Johnson
Date of Lease: Five Years ending July 31, 2017
Legal Description: Dedicated public land approximately 40 feet in frontage by 6 feet in depth adjacent to the North 10' of Lot 11 and all of Lot 12 and South 11' of Lot 13, Block 35, Triboji Beach, Dickinson County, Iowa
Annual Fee: \$150.00
- D. Lease between DNR and Okoboji Yacht Club Sailing school Inc.
Date of Lease: Five Years ending July 31, 2017
Legal Description: An area of 100' of frontage adjacent to the southwesterly corner of property consisting of Lots 47, 48, 49, 50, 51 and 52 in the Second Plat of South Manhattan Beach, town of Wahpeton, Iowa and part of Government Lots 1 and 2 in Section 23, Township 99 North, Range 77 West, of the 5th P.M., Dickinson County Iowa.
Annual Fee: \$600.00
- E. Lease between DNR and Muscatine Power and Water
Date of Lease: Five Years ending June 30, 2017
Legal Description: A portion of the bed of the Mississippi River approximately 1100 feet in length and approximately 200 feet in width. This riverbed is located in Muscatine County in Section 14, Township 76N, Range 2W, immediately south of the Muscatine City limits as that limit existed in 1945.
Annual Fee: \$11,550.00

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

Moved by Secretary Schultz and seconded by Auditor Vaudt that the Council approve the following cost items:

Approved Cost
Items

- A Simmons Perrine Moyer Bergman PLC.....\$55,405.57
 115 Third Street SE, Suite 1200
 Cedar Rapids, IA 52402
Tobacco Settlement Authority
- B. Dickinson, Mackaman, Tyler & Hagen, P.C.....\$34,995.32
 699 Walnut, Suite 1600
 Des Moines, IA 50309
 Regions Bank, Alabama Banking Corp. vs. Iowa Department of Revenue
 and Iowa Capital Investment Board
- C. Coppola, McConville, Coppola, Hockenberg & Scalise, P.C.....\$1,081.75
 2100 Westown Parkway, Suite 210
 West Des Moines, IA 50265-1539
Campaign Contributions from Fort Dodge Gambling Interests to Governor
 Culver

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

Moved by Auditor Vaudt and seconded by Secretary Schultz that the Council approve the renewal memberships follows:

Approved
Renewal
Memberships

- A. Education in Education Commission of the States - Interstate Compact for
 Education in the amount of \$67,700.00 for July 1, 2012 - June 30, 2013.
- B. Education in School Interoperability Framework Association (SIFA) in the
 amount of \$2,500.00 for August 1, 2012 - July 31, 2013.

- C. Health in National Association of Boards of Pharmacy/American Association of Colleges of Pharmacy District Five in the amount of \$50.00 for July 1, 2012 - June 30, 2013.
- D. Management in National Association of State Budget Officers (NASBO) in the amount of \$17,000.00 for July 1, 2012 - June 30, 2013.
- E. Natural Resources in Midwest Association of Fish and Wildlife Agencies in the amount of \$2,300.00 for July 1, 2012 - June 30, 2013.
- F. Public Safety in National Association of State Fire Marshals (NASFM) in the amount of \$400.00 for July 1, 2012 - June 30, 2013.
- G. Terrace Hill in Central Iowa Tourism in the amount of \$150.00 for July 2012 - June 2013.
- H. Transportation in American Public Transit Association (APTA) in the amount of \$1,344.00 for July 1, 2012 - June 30, 2013.
- I. Transportation in Eastern Iowa Tourism Association (EITA) in the amount of \$135.00 for July 1, 2012 - June 30, 2013.
- J. Transportation in IPMA - In-Plant Printing and Mailing Association in the amount of \$300.00 for July 1, 2012 - June 30, 2013.
- K. Veterans Affairs in National Association of State Directors of Veterans Affairs, Inc. in the amount of \$800.00 for October 1, 2012 - September 30, 2013.

The vote:	Ayes:	Governor Branstad Secretary Schultz Auditor Vaudt Treasurer Fitzgerald Secretary Northey
	Nays:	None

Moved by Secretary Schultz and seconded by Auditor Vaudt that the Council approve the request from Mr. Darin Hirl, Hy-Vee Inc. to present bottles of champagne at the Awards Ceremony to the top finalists at the 6th Annual Triathlon to be held at the Iowa State Capitol on September 2, 2012.

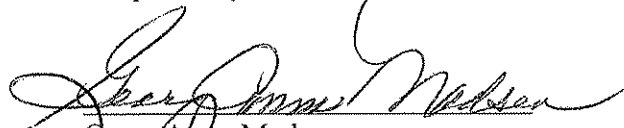
Approved
Request Senate
File 478 Section
101

The vote: Ayes: Governor Branstad
 Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

The meeting was adjourned at 10:13 a.m.

Meeting
adjourned

Respectfully submitted,


Georganna Madsen
Executive Secretary